

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Fellenstein et al.**

Serial No.: **10/626,194**

Filed: **July 24, 2003**

For: **Method and System for
Identification and Presentation of
Statistical Usage Data for Messaging
Systems**

§ Group Art Unit: **2443**

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§ Examiner: **Fearer, Mark D.**

§

§ Confirmation No.: **1807**

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§ Attorney Docket No.: **AUS920030365US1**

37945

PATENT TRADEMARK OFFICE
CUSTOMER NUMBER

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

**AMENDMENT PURSUANT TO DECISION ON APPEAL
Appeal No. 2009-006595**

On July 29, 2010, the Board of Patent Appeals and Interferences issued a Decision in Appeal No. 2009-006595 for Application No. 10/626,194. In the Decision, the Board vacated the grounds of rejection of the Examiner and issued a new ground of rejection. In response to the new ground of rejection, Appellants were required to either reopen prosecution by submitting an appropriate amendment of the claims so rejected or to request a rehearing. Appellants have elected to reopen prosecution by submitting an amendment of the claims.

No fees are believed to be necessary. If, however, any fees are required, I authorize the Commissioner to charge these fees to IBM Corporation Deposit Account No. 09-0457.

In response to the Decision on Appeal of July 29, 2010, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.